GOVERNMENT OF INDIA
URBAN DEVELOPMENT
LOK SABHA

UNSTARRED QUESTION NO:3624
ANSWERED ON:27.04.2007
LOTTED TO HOSPITAL
Agarwal Shri Dhirendra;Mehta Shri Bhubneshwar Prasad;Patel Shri Jivabhai Ambalal

Will the Minister of URBAN DEVELOPMENT be pleased to state:

(a) whether any action has been taken against the officers responsible for term of allotment in allotting land to hospitals;

(b) if so, the details thereof;

(c) whether the replies of show cause notices issued to hospitals for violating terms of allotment of land has been received;

(d) if so, the action taken thereon;

(e) whether any proposal for rationalization of term of allotment has been formulated; and

(f) if so, the details thereof?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF URBAN DEVELOPMENT (SHRI AJAY MAKEN)

(a)to(d): Delhi Development Authority (DDA) has reported that it has allotted land to 54 hospitals. Land & Development Office (L&DO) has allotted land to 5 hospitals . Allotment conditions in case of some of the hospitals stipulate provision of certain percentage of free-beds. A Public Interest litigation titled Social Jurist Vs. Union of India (W.P.No. 2866/2002) was filed in the Delhi High Court on the issue of non-implementation of freeship condition by hospitals. DDA has reported that it has issued show cause notices to the hospitals falling under its purview on the issue of not providing free treatment as per the stipulations of allotment letter/lease. Replies were received from some of the hospitals claiming compliance of freeship conditions. The replies were sent to Directorate of Health Services, Delhi Govt. for comments/scrutiny. In CWP No.2866/2002, the Hon`ble High Court in its Judgment dated 22.03.2007 has directed that Special Referral Centres shall be set up in Govt. hospitals for referring poor patients to the nearby private hospitals covered under the Writ Petition. In addition, Delhi Govt. has also been directed by the court to calculate the financial liability of these hospitals for non-compliance of free treatment conditions with retrospective effect, which should go into the creation of corpus fund to be used for treatment of poor. Land and Development Office has reported that action has been initiated against defaulting hospitals under the terms of lease agreement which included cancellation of allotment in respect of three hospitals.

(e)&(f): In CWP No. 2866/2002 the Hon`ble High Court has passed a judgment on 22nd March, 2007 which inter-alia has ordered for compliance of free treatment to the extent of 25% for OPD and 10% IPD uniformly in respect of 20 hospitals allotted land at concessional rates and other identically-situated hospitals.